

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 895/September 20, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-15438

In the Matter of

DARLENE A. BISHOP

ORDER POSTPONING HEARING
AND SCHEDULING PREHEARING
CONFERENCE

The Securities and Exchange Commission issued an Order Instituting Administrative Proceedings (OIP) on August 23, 2013. The OIP alleges that on August 6, 2013, Darlene A. Bishop (Bishop) pled guilty to one count of aiding and abetting wire fraud in violation of Title 18 United State Code, Section 1343 in United States v. Bishop, No. 13-cr-00239 (W.D. Tex.), and that on August 1, 2013, Bishop consented to a judgment enjoining her from future violations of Sections 5(a), 5(c), and 17(a) of the Securities Act of 1933 and Sections 10(b) and 15(a) of the Securities Exchange Act of 1934 (Exchange Act) and Exchange Act Rule 10b-5 in SEC v. Lunn, No. 12-cv-02767 (D. Colo.).

The OIP was sent to Bishop by Certified Mail in care of John M. Scorsine, Esq. (Scorsine), Bishop's attorney in the civil action, and it was received on September 3, 2013. Bishop is required to answer the OIP within twenty days of service of the OIP. OIP at 2; 17 C.F.R. § 201.220(b).

The Division of Enforcement (Division) filed a motion today stating that Scorsine has not confirmed that he represents Bishop in this administrative proceeding, which leaves service of the OIP on Bishop uncertain. The Division requests postponement of the hearing and a prehearing conference on September 30, 2013.

Order

Given these facts, I POSTPONE the hearing scheduled to begin on September 24, 2013, and ORDER a telephonic prehearing conference on Wednesday, October 16, 2013, at 2:00 p.m. EDT time. I expect the Division to have resolved the service issue, discussed whether settlement is possible, and be prepared to request leave to file a motion for summary disposition, pursuant to 17 C.F.R. § 201.250.

Brenda P. Murray
Chief Administrative Law Judge